

UNITED STATES DISTRICT COURT

FOR THE

SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA,

v.

MICHAEL T. GARCIA,

08 Cr. 75

Defendant.

J. Bryant

x

MICHAEL T. GARCIA, the above-named defendant, who is accused of violating Title 18, United States Code, Section 1029(b)(2), 1029(a)(5), having been advised of the nature of the charge and of his rights, hereby waives in open court prosecution by indictment and consents that the proceeding may be by information instead of by indictment.

Michael Garcia  
Defendant.

Christopher J. Angerelli  
Counsel for Defendant.

Date: White Plains, New York  
January 30, 2008